

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office MAY 10 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 10 2004

The applicant **Adam Mickelson and Linda Mickelson, Trustees of the Mickelson Trust dated March 19, 2003** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

1. The source of the proposed appropriation is **underground source**
2. The amount of water applied for is **2.02 AFA .4040 AC's .0046 CFS** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **commercial use**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated -
 - (b) Stockwater, state number and kinds of animals to be watered -
 - (c) Other use (describe fully under No. 12. "Remarks") -
 - (d) Power:
 - (1) Horsepower developed -
 - (2) Point of return of water to stream -
5. The water is to be diverted from its source at the following point **within the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, T.21S., R.53E., M.D.B.&M., Nye County, Nevada from which the North $\frac{1}{4}$ corner of said Section 11 bears N 58°04'38" W a distance of 599.80 feet**
6. Place of Use **a portion of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 11, T.21S., R.53E., M.D.B.&M., Nye County, Nevada being A.P.N. #44-292-22 and #44-292-23**
7. Use will begin about **Jan. 1st** and end about **Dec. 31st** of each year.
8. Description of proposed works **proposed 8" well casing, submersible pump, presure tank, distribution system and 10,000 gal. tank for fire protection**
9. Estimated cost of works **\$20,000**
10. Estimated time required to construct works **2 - years**
11. Estimated time required to complete the application of water to beneficial use **5 - years**
12. Remarks: **This proposed water system will provide service to eleven (11) storage unit bldg's total 24,000 S.F., one (1) 2000 S.F. combined residence and office bldg, one (1) 1500 S.F. work shop, one (1) 3200 S.F. retail business bldg and one (1) 10,000 gal water storage tank for fire protection. See attached copy of proposed "Fixture Unit" count.**

Ronnie M. Phillips Agent
 By s/Ronnie M. Phillips
 1191 W. Betty Ave
 Pahrump, Nevada 89060

Compared cmf/sam ag/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Permit 71193 is issued solely to provide water service to two lots described by Assessor's Parcel Numbers (APN) 44-292-022 and 44-292-023.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 2.0 acre-feet annua¹¹.

Work must be prosecuted with reasonable
on or before:

October 14, 2006

Proof of completion of work shall be:

November 14, 2006

Water must be placed to beneficial use on or before:

October 14, 2009

Proof of the application of water to beneficial use shall be filed on or before:

November 14, 2009

Map in support of proof of beneficial use shall be filed on or before:

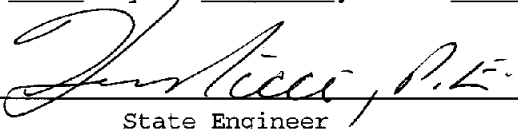
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of October, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____